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October 10, 2016

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

RE: Notice of Ex Parte Communication, WC Docket Nos. 10-90, 14-58 and 14-259

Dear Secretary Dortch:

On October 6, 2016, the undersigned, on behalf of New York State, had a brief conference call with Carol Matthey and Alexander Minard from the Wireline Competition Bureau to discuss potential approaches for allowing broadband providers to access the CAF funding that price cap carriers in certain states previously had declined. During the call, I noted that New York's ongoing broadband auction presents unique circumstances that justify Commission action to allow other providers to access CAF funding as soon as possible.

This letter is being submitted electronically in the above-referenced dockets pursuant to Section 1.1206(b) of the Commission's Rules. Should you have any questions, please do not hesitate to contact the undersigned.

Respectfully submitted,

/s/

John M. Beahn

*Counsel to Empire State Development*